

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Mike Knell, dba JTR Publishing,

Complainant,

vs.

Pacific Bell Telephone Company and AT&T
Communications of California, Inc.,

Defendants.

Case 01-07-034
(Filed July 25, 2001)

**ADMINISTRATIVE LAW JUDGE'S RULING
SETTING HEARING SCHEDULE**

This ruling sets the schedule for testimony and hearings following the second prehearing conference (PHC) held on January 16, 2002. These dates are outside the timeframe set in the December 14, 2001, Assigned Commissioner Ruling and Scoping Memo, because Complainant will file a motion for leave to file an amendment to his complaint.

Background

The Commission held a PHC on November 5, 2001. At the PHC, the parties agreed to attempt to informally resolve the complaint over a period of two months. The Commission's Telecommunications Division agreed to investigate Complainant's service quality problems during those two months. The parties were unable to reach an informal agreement. At the second PHC,

Complainant indicated he would like to file an amendment that would narrow the issues.

Hearing Schedule and Procedures

Complainant's motion for leave to file an amended complaint is due on or before January 29, 2002. Complainant shall attach the amended complaint to the motion. Defendants' responses to that motion are due on or before February 13, 2002. A ruling on complainant's motion and Pacific's motion to dismiss will issue on or around February 20, 2002. Parties' testimony is due on March 18, 2002. Testimony shall be served (mailed) on all the parties on the service list and on the assigned administrative law judge. Testimony does not need to be filed with the Commission's Docket Office.

Hearings are set for April 17, 18, and 19, 2002, from 10:00 a.m. to 1:00 p.m. each day. During the hearings, parties will present testimony and cross-examine (question) witnesses. Procedural matters will be discussed off the record outside of the regularly scheduled hearing time, as necessary.

Complainant and Defendants will each have half the allotted hearing time to present witnesses. If necessary, cross-examination will be limited. If parties intend to submit exhibits for the record, they shall have copies for the other parties, the assigned administrative law judge and the reporter.

IT IS RULED that the schedule for this proceeding is as set forth herein.

Dated January 25, 2002, at San Francisco, California.

/s/ JANICE GRAU

Janice Grau
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Setting Hearing Schedule on all parties of record in this proceeding or their attorneys of record.

Dated January 25, 2002, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074 or TTY# 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.